

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

XIN YUE GUO a.k.a XIN YUE on behalf of himself and
as an assignee of YISHENG LI and YISHENG LI.

Plaintiffs,

-against-

STEWART LOR,

Defendant.

Civil Action No.:
2:20-CV-05099-JMV-JRA

**DECLARATION OF AMIAD
KUSHNER**

I, Amiad Kushner, declare as follows:

1. I am a Partner at the law firm of Seiden Law Group LLP, which is counsel for Defendant Stewart Lor (“Defendant” or “Mr. Lor”) in the above- captioned matter. I am admitted to practice before the courts of the State of New York and am admitted *pro hac vice* in this matter. I make this declaration based on my own personal knowledge and documents in possession of my firm.

2. I submit this Declaration in support of Defendant’s application for leave to file a motion for partial summary judgment.

3. Attached to this declaration are true and correct copies of the following documents:

- a. Attached as Exhibit 1 is a true and correct copy of the Complaint filed by Xin Yue Guo (“Mr. Guo”) on April 24, 2020 (ECF 1).¹
- b. Attached as Exhibit 2 is a true and correct copy of the Amended Complaint filed by Mr. Guo and Yisheng Li (“Mr. Li”) filed on May 27, 2021 (ECF 32).

¹ All citations to the “ECF” are to *Guo v. Lor*, No. 2:20-cv-05099-JMV-JRA. All undefined terms shall have the same definitions as those defined in Defendants’ Answer and Counterclaim (Dkt 42).

- c. Attached as Exhibit 3 is a true and correct copy of Defendant's Answer to Plaintiff's Amended Complaint and Counterclaim dated August 1, 2021 (ECF 42).
- a. Attached as Exhibit 4 is a true and correct copy of Mr. Li's and Mr. Guo's Answer to Defendant Stewart Lor's Counterclaims dated September 20, 2021 (ECF 45).
- b. Attached as Exhibit 5 is a true and correct copy of the Stipulation of Dismissal With Prejudice of Certain Claims dated October 22, 2021 (ECF 48).
- c. Attached as Exhibit 6 is a true and correct copy of the Order approving the Stipulation of Dismissal With Prejudice of Certain Claims signed by Judge Michael Vazquez on October 25, 2021 (ECF 49).
- d. Attached as Exhibit 7 is a true and correct copy of the Li Assignment signed by Mr. Li and Mr. Guo on November 27, 2019.²
- e. Attached as Exhibit 8 is a true and correct copy of Sea and Sand Entertainment Limited's ("Sea & Sand") Certificate of Incorporation.
- f. Attached as Exhibit 9 is a true and correct copy of relevant excerpts of Sea & Sand's Register of Members.
- g. Attached as Exhibit 10 is a true and correct copy of Sea & Sand's Certificate of Incumbency dated December 18, 2019.
- h. Attached as Exhibit 11 is a true and correct copy of Mr. Guo's December 14, 2020 Responses and Objections to Defendant's Interrogatories.
- i. Attached as Exhibit 12 is a true and correct copy of relevant excerpts of the transcript of the Deposition of Mr. Li held on December 16, 2021.
- j. Attached as Exhibit 13 is a true and correct copy of relevant excerpts of the transcript of the Deposition of Mr. Guo held on December 15, 2021.

² Following the Li Assignment is a non-certified English translation. Certified translations of any translations in the Kushner Declaration or the Declaration of Stewart Lor filed herewith will be filed upon request.

I declare under penalty of perjury that the foregoing is, to the best of my knowledge and belief, true and correct.

Dated: August 8, 2022
New York, New York

/s/ Amiad Kushner
Amiad Kushner